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Friday, October 10, 2003 October 10, 2003

**TO:** Examiner Hoai V. Ho  
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**FROM:** Jeff Kirshner, Esq.  
Dilworth & Barrese, LLP

**RE:** Terminal Disclaimer.  
Application Serial No.: 09/783,918  
Attorney Docket No.: 728-191 (YOR9-2000-0786)

**NUMBER OF PAGES TO FOLLOW: 3**

**MESSAGE:**

Dear Examiner Ho:

As per our agreement, I am forwarding to you the Terminal Disclaimer for the above referenced application. The Applicants gratefully acknowledge your allowance of the application.

Sincerely,  
Jeff Kirshner

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PATENT  
Attorney Docket No.: 728-191 (YOR9-2000-0786)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Louis L. HSU, et al. EXAMINER: Hoai V. Ho  
APPLN NO: 09/783,918 GROUP ART UNIT: 2818  
FILING DATE: February 15, 2001 DATED: October 10, 2003  
FOR: MEMORY ARRAY WITH DUAL WORDLINE OPERATION

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
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Sir:

To obviate a double patenting rejection over a prior patent enclosed please accept a terminal disclaimer statement and a statement under 37 CFR 3.73(b).

Please charge the fee of \$110.00 pursuant to 37 C.F.R. §1.20(d) for filing this Statutory Terminal Disclaimer to Deposit Account No. 50-0510 (IBM Yorktown Heights) as well as any fee deficiency or credit required by this paper. **A DUPLICATE OF THIS DISCLAIMER IS ATTACHED.**

  
Paul J. Farrell  
Reg. No. 33,494  
Attorney for Applicant(s)

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PTO/SB/98 (08-03)

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: IBM CorporationApplication No./Patent No.: 09/783,918 Filed/Issue Date: February 15, 2001Entitled: MEMORY ARRAY WITH DUAL WORDLINE OPERATION

IBM Corporation, a Corporation  
 (Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

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The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
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A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 011748, Frame 0861, or for which a copy thereof is attached.

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B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

October 10, 2003

Date

(516) 228-8484

Telephone number

Paul J. Farrell

Type or printed name

Signature

Patent Attorney R-33,494

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**Docket Number (Optional)  
YOR9-2000-0786(728-191)

In re Application of: Hsu et al.

Application No.: 09/783,918

Filed: February 15, 2001

For: MEMORY ARRAY WITH DUAL WORDLINE OPERATION

The owner\*, IBM Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,452,855. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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2. ☒ The undersigned is an attorney or agent of record.

  
Signature

October 10, 2003

Date

Paul J. Farrell R-33,494

Typed or printed name

(516) 228-8484

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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